

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT APPLICATION

Applicants : Gerald E. Bennington et al.
Application No. : Not yet assigned Confirmation No.: Not yet assigned
Filed : Concurrently herewith
For : ELECTRONIC TELEVISION PROGRAM GUIDE
SCHEDULE SYSTEM AND METHOD

Mail Stop PATENT APPLICATION
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with 37 C.F.R. §§ 1.56 and 1.97,
applicants wish to call the attention of the Examiner to the
following documents:

U.S. Patents

Kammer	3,440,427	Apr-69
Reiter et al.	3,492,577	Jan-70
Houghton.	3,493,674	Feb-70
Kirk, Jr. et al.	3,833,757	Sep-74
Kimura	3,891,792	Jun-75
Thorpe	3,936,868	Feb-76
Hutt et al.	3,996,583	Dec-76
Makino et al.	4,004,085	Jan-77
Pandey	4,016,361	Apr-77
Kirschner et al.	4,026,555	May-77

Express Mail No.
EV270266221US

Kato et al.	4,031,548	Jun-77
Hutt et al.	4,052,719	Oct-77
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Mortimer	4,186,413	Jan-80
Doumit	4,203,130	May-80
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Letter from Mr. Gerald Knapp of CableData to Rodney A. Hansen of Weststar Communications, Inc., bearing a date of March 19, 1985 (Plaintiff's Exhibit 325).

Roseville City Council Presentation, bearing a date of March 13, 1985 (Defendant's Exhibit 226).

Listing of computer code for operating system within the Cable Computer in 1985 (Plaintiff's Exhibit 298).

Listing of computer code for Video HTU Program (Plaintiff's Exhibit 299).

"Westar and Videotoken Network Present The CableComputer" (Plaintiff's Exhibit 334).

"Videotoken Network New Dimension Television" (Plaintiff's Exhibit 313).

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The aforementioned documents are listed on the accompanying Form PTO-1449 (submitted in duplicate). These documents were previously cited by or submitted to the Patent Office in U.S. Patent Application No. 10/346,266, filed January 15, 2003, in U.S. Patent Application No. 09/997,659, filed November 29, 2001, or in U.S. Patent Application No. 08/119,367, filed September 9, 1993 (now U.S. Patent No. 6,418,556), from which the present application claims priority under 35 U.S.C. § 120. Accordingly, pursuant

to 37 C.F.R. § 1.98(d), no copies of the documents accompany this Information Disclosure Statement. It is respectfully requested that these documents be: (1) fully considered by the Patent and Trademark Office during examination of this application; and (2) printed on any patent which may issue on this application.

Applicants also wish to call the attention of the Examiner to Bennington et al. U.S. Patent Application Nos. 10/346,226 (Conf. No. 4679), 10/346,245 (Conf. No. 4686) and 10/346,255 (Conf. No. 9512), all filed January 15, 2003. Copies of these applications were previously submitted by applicants in U.S. Application No. 10/346,266, filed January 15, 2003, from which the present application claims priority under 35 U.S.C. §120. Accordingly, no copies of these patent applications accompany this Information Disclosure Statement. These patent applications have not been listed on the accompanying Form PTO-1449 to prevent their respective Application Nos. from being printed on the face of any patent issuing from the present application. Applicants respectfully request that the Examiner initial "All references have been considered" on the last page of the enclosed Form PTO-1449 to indicate that these references were considered. See MPEP §§ 609 III.C(2)-(3).

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this

information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

Applicants request that a copy of Form PTO-1449, as considered and initialed by the Examiner, be returned with the next communication.

Consideration of the foregoing in relation to this patent application is respectfully requested.



Peter F. Smell
Registration No. 52,235
Agent for Applicants

FISH & NEAVE
Customer No. 1473
1251 Avenue of the Americas
New York, New York 10020
Tel.: (212) 596-9000
Fax: (212) 596-9090

FORM PTO-1449	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY. DOCKET NO.	APPLN. NO.
		UV-133 Cont. 6 Div.	Not yet assigned
		APPLICANTS	CONFIRMATION NO.
INFORMATION DISCLOSURE STATEMENT BY APPLICANTS		Gerald E. Bennington et al.	Not yet assigned
		FILING DATE	GROUP
		Concurrently herewith	Not yet assigned

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	Re. 32,632	Mar-88	Atkinson			
	4,635,121	Jan-87	Hoffman			
	4,641,205	Feb-87	Beyers, Jr.			
	4,677,466	Jun-87	Lert, Jr. et al.			
	4,689,022	Aug-87	Peers et al.			
	4,691,351	Sep-87	Hayashi et al.			
	4,694,490	Sep-87	Harvey et al.			
	4,701,794	Oct-87	Froling et al.			
	4,706,121	Nov-87	Young			
	4,712,105	Dec-87	Kohler			
	4,748,618	May-88	Brown et al.			
	4,750,036	Jun-88	Martinez			
	4,751,578	Jun-88	Reiter et al.			
	4,754,326	Jun-88	Kram et al.			

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	4,768,228	Aug-88	Clupper et al.			
	4,772,882	Sep-88	Mical			
	4,775,935	Oct-88	Yourick			
	4,785,408	Nov-88	Britton et al.			
	4,787,063	Nov-88	Muguet			
	4,812,834	Mar-89	Wells			
	4,821,102	Apr-89	Ichikawa et al.			
	4,829,558	May-89	Welsh			
	4,847,604	Jul-89	Doyle			
	4,847,700	Jul-89	Freeman			
	4,862,268	Aug-89	Campbell et al.			
	4,873,623	Oct-89	Lane et al.			
	4,884,223	Nov-89	Ingle et al.			
	4,890,320	Dec-89	Monslow et al.			
	4,890,321	Dec-89	Seth-Smith			
	4,894,789	Jan-90	Yee			
	4,899,136	Feb-90	Beard et al.			
	4,908,707	Mar-90	Kinghorn			
	4,908,713	Mar-90	Levine			
	4,914,517	Apr-90	Duffield			
	4,914,732	Apr-90	Henderson et al.			
	4,931,783	Jun-90	Atkinson			
	4,935,865	Jun-90	Rowe et al.			
	4,937,821	Jun-90	Boulton			
	4,939,507	Jul-90	Beard et al.			
	4,959,720	Sep-90	Duffield et al.			
	4,963,994	Oct-90	Levine			
	4,977,455	Dec-90	Young			
	4,987,486	Jan-91	Johnson et al.			
	4,991,011	Feb-91	Johnson et al.			
	4,991,012	Feb-91	Yoshino			
	4,995,078	Feb-91	Monslow et al.			

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	5,008,853	Apr-91	Bly et al.			
	5,014,125	May-91	Pocock et al.			
	5,038,211	Aug-91	Hallenbeck			
	5,045,947	Sep-91	Beery			
	5,047,867	Sep-91	Strubbe et al.			
	5,058,160	Oct-91	Banker et al.			
	5,062,060	Oct-91	Kolnick			
	5,068,734	Nov-91	Beery			
	5,072,412	Dec-91	Henderson, Jr. et al.			
	5,103,314	Apr-92	Keenan			
	5,148,154	Sep-92	MacKay et al.			
	5,151,782	Sep-92	Ferraro			
	5,151,789	Sep-92	Young			
	5,155,806	Oct-92	Hoeber et al.			
	5,157,768	Oct-92	Hoeber et al.			
	5,177,604	Jan-93	Martinez			
	5,195,092	Mar-93	Wilson et al.			
	5,206,722	Apr-93	Kwan			
	Re. 34,340	Aug-93	Freeman			
	5,210,611	May-93	Yee et al.			
	5,214,622	May-93	Nemoto			
	5,220,420	Jun-93	Hoarty et al.			
	5,223,924	Jun-93	Strubbe			
	5,231,493	Jul-93	Apitz			
	5,235,415	Aug-93	Bonicel et al.			
	5,236,199	Aug-93	Thompson, Jr.			
	5,237,411	Aug-93	Fink et al.			
	5,237,417	Aug-93	Hayashi et al.			
	5,239,540	Aug-93	Rovira et al.			
	5,247,364	Sep-93	Banker et al.			
	5,247,347	Sep-93	Litteral et al.			
	5,253,066	Oct-93	Vogel			

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	5,253,067	Oct-93	Chaney et al.			
	5,283,819	Feb-94	Glick et al.			
	5,323,240	Jun-94	Amano et al.			
	5,335,277	Aug-94	Harvey et al.			
	5,353,121	Oct-94	Young et al.			
	5,357,276	Oct-94	Banker et al.			
	5,367,316	Nov-94	Ikezaki			
	5,382,983	Jan-95	Kwoh et al.			
	5,387,945	Feb-95	Takeuchi			
	5,404,393	Apr-95	Remillard			
	5,410,326	Apr-95	Goldstein			
	5,477,262	Dec-95	Banker et al.			
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	5,485,221	Jan-96	Banker et al.			
	5,528,304	Jun-96	Cherrick et al.			
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	5,801,787	Sep-98	Schein et al.			
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	5,959,688	Sep-99	Schein et al.			
	5,990,927	Nov-99	Hendricks et al.			

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FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION
	2 034 995	Jun-80	GB			
	29 18 846	Nov-80	DE			
	58-137334	Aug-83	JP			
	58-196738	Nov-83	JP			
	2 126 002	Mar-84	GB			
	32 46 225	Jun-84	DE			
	59-141878	Aug-84	JP			
	3337204	Apr-85	DE			
	61-50470	Mar-86	JP			
	WO 86/01962	Mar-86	PCT			
	61-74476	Apr-86	JP			
	62-60384	Mar-87	JP			
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	WO 88/04507	Jun-88	PCT			
	3621263	Jul-88	DE			
	0 337 336	Oct-89	EP			
	WO 89/12370	Dec-89	PCT			
	WO 90/01243	Feb-90	PCT			
	2-48879	Feb-90	JP			
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	0 396 062	Nov-90	EP			
	0 401 930	Dec-90	EP			
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	WO 93/11640	Jun-93	PCT			

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	Transcript of the Deposition of John Roop, June 2001, p. 608.
	Trial testimony of Mr. Michael F. Axford, Reporter's Transcript of Proceedings Had on May 9, 1998 for Prevue Interactive, Inc. and United Video Satellite Group, Inc. v. Starsight Telecast Inc., pp. 186-187, 296-315, and 352-357.
	Letter from Mr. Gerald Knapp of CableData to Rodney A. Hansen of Weststar Communications, Inc., bearing a date of March 19, 1985 (Plaintiff's Exhibit 325).
	Roseville City Council Presentation, bearing a date of March 13, 1985 (Defendant's Exhibit 226).
	Listing of computer code for operating system within the Cable Computer in 1985 (Plaintiff's Exhibit 298).
	Listing of computer code for Video HTU Program (Plaintiff's Exhibit 299).
	"Westar and Videotoken Network Present The CableComputer" (Plaintiff's Exhibit 334).
	"Videotoken Network New Dimension Television" (Plaintiff's Exhibit 313).
	CableComputer User's Guide, bearing a date of December 1985 (Plaintiff's Exhibit 289).
	Videocassette of Mini Theatre (Plaintiff's Exhibit 327).
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